

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

ANDREW CUPERY

VS.

APRIA HEALTHCARE, INC. and  
INVACARE CORPORATION

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ACTION NO. 4:10-CV-377-Y

FINAL JUDGMENT

In accordance with the order issued on June 23, 2010, the order issued this same day, and Federal Rule of Civil Procedure 58, Plaintiff's claims against defendant Invacare Corporation are hereby DISMISSED WITHOUT PREJUDICE to their refiling. Summary judgment is granted, however, as to Plaintiff's claims against defendant Apria Healthcare, Inc., and those claims are DISMISSED WITH PREJUDICE to their refiling. All costs of Court under 28 U.S.C. § 1920 shall be borne by Plaintiff.

SIGNED August 30, 2011.

  
TERRY R. MEANS  
UNITED STATES DISTRICT JUDGE